

SETTLEMENT AGREEMENT

This agreement made and entered into between the Executive Branch Ethics Commission (hereinafter the "Commission") and Amber McDowell.

WHEREAS, this agreement involves the matter styled *Executive Branch Ethics Commission v. Amber McDowell*, Case No. 18-022;

WHEREAS, the Commission is designated by statute as the agency responsible for enforcing the Executive Branch Code of Ethics, KRS Chapter 11A;

WHEREAS, on September 17, 2018, the Commission alleged facts in an Initiating Order that Amber McDowell violated the Executive Branch Code of Ethics codified at KRS 11A.020(1)(b) and (d);

WHEREAS, Amber McDowell was at all relevant times mentioned in the Initiating Order a "public servant" as defined in KRS 11A.010(9) and thus subject to the Executive Branch Code of Ethics; and

WHEREAS, Amber McDowell indicates her desire to resolve all issues in this action by the execution of a Settlement Agreement.

NOW, THEREFORE, in settlement of the above allegations, the Commission and Amber McDowell agree, pursuant to KRS 11A.100, as follows:

1. Amber McDowell does not admit that she committed three counts in violation of the Executive Branch Code of Ethics codified at KRS 11A.040(9) as stated in the Appendix A to the Commission's Initiating Order of September 17, 2018, attached hereto and incorporated by reference herein, but agrees that she will not contest these charges for the purposes of settling this matter.

2. Amber McDowell agrees to pay the Commission a civil penalty of six thousand dollars (\$6,000.00) by March 16, 2021, in accordance with the Agreed Final Order. If Amber McDowell fails to make payment in full by the deadline, then Ms. McDowell agrees to be responsible for the full civil penalty allowable pursuant to KRS 11A.100(3)(e) of five thousand dollars (\$5,000) per count for a total amount owing of fifteen thousand dollars (\$15,000), which will be reduced by any payments Ms. McDowell has made prior to the deadline.

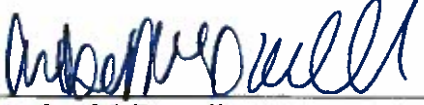
3. Amber McDowell agrees that she waives all rights to any further administrative process or appeal pursuant to KRS 13B.140 thereon.

4. The parties further agree that the acceptance of this Settlement Agreement by both parties, and the fulfillment of its express terms, is in full accord and satisfaction of

the herein referenced *Executive Branch Ethics Commission v. Amber McDowell*, Case No. 18-022.

5. This Settlement Agreement constitutes a public reprimand to Amber McDowell, a copy of which will be provided to his former appointing authority pursuant to KRS 11A.100(3)(c).

IN WITNESS THEREOF, the parties have caused this agreement to be executed:


Amber McDowell

1/29/2020
Date

EXECUTIVE BRANCH ETHICS COMMISSION:

Christopher L. Thacker
Christopher L. Thacker (Mar 31, 2020)
Christopher L. Thacker, Chair

Mar 31, 2020
Date

Christopher W. Brooker
Christopher W. Brooker (Mar 31, 2020)
Christopher W. Brooker, Vice-Chair

Mar 31, 2020
Date

April A. Wimberg
April A. Wimberg (Mar 31, 2020)
April A. Wimberg, Member

Mar 31, 2020
Date

Holly R. Iaccarino
Holly R. Iaccarino (Mar 31, 2020)
Holly R. Iaccarino, Member

Mar 31, 2020
Date

Kyle M. Winslow
Kyle M. Winslow (Mar 31, 2020)
Kyle M. Winslow, Member

Mar 31, 2020
Date